

**UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

IN RE:	)	Bankruptcy Case No. 05-50219 JAD
	)	Chapter 11
<b>MON VIEW MINING COMPANY,</b>	)	
	)	Document No.
Debtor.	)	
	)	

**NOTICE OF ENTRY OF APPEARANCE**

The law firm of JACKSON KELLY PLLC hereby enters its appearance as attorneys for party in interest Massey Energy Company (“Massey”) in this case. In addition, pursuant to Rule 2002, the undersigned counsel hereby requests that copies of all notices, pleadings and other matters filed herein to be served on counsel, and that they be placed on the Court’s matrix.

PLEASE TAKE FURTHER NOTICE that under Section 1109(b) of the Bankruptcy Code, this request includes not only the notices and papers referred to in the Bankruptcy specified above, but also, without limitation, orders and notices of any application, motion, petition, pleading, request, complaint or demand, whether formal or informal, whether written or oral, and whether transmitted or conveyed by mail, courier services, hand delivery, telephone, facsimile transmission, telegraph , telex, or otherwise (1) affects or seeks to affect in any way any rights or interests of any creditors or parties in interest in this case, including Massey, with respect to (a) the debtor, (b) property of the debtor’s estate, or proceeds thereof, in which the debtor may claim an interest, or (c) property or proceeds thereof in the possession, custody or control of other(s) that the debtor may seek to use; or (2) requires or seeks to require any act, delivery of any property, payment or other conduct by Massey.

PLEASE TAKE FURTHER NOTICE that (1) neither this Notice of Appearance nor any later appearance, pleading, claim or suit shall waive Martin Coal's right to have final orders in non-core matters entered only after de novo review by a District Judge; (2) Massey's right to trial by jury in any proceeding so triable in this case or any case, controversy or proceeding related to this case; (3) Massey's right to have the District Court withdraw the reference in any matter subject to mandatory or discretionary withdrawal; or (4) any other rights, claims, actions, defenses, setoffs or recoupments to which Martin County Coal is or may be entered under agreement, in law, in equity, or otherwise, all of which rights, claims, actions, defenses, setoffs and recoupments Massey expressly reserves.

Respectfully submitted,

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Debtor.	)	
	)	

**CERTIFICATE OF SERVICE**

The undersigned certifies under penalty of perjury that I served the foregoing NOTICE OF ENTRY OF APPEARANCE on the parties at the addresses specified below on November 19, 2007. The type of service made on the parties was electronic notification and first class mail. Because more than one method of service was employed, this certificate of service groups the parties by the type of service.

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